

**BOROUGH OF LONGPORT
COUNTY OF ATLANTIC**

ORDINANCE 2021-02

**AN ORDINANCE AMENDING CHAPTER 61 Beaches, Parks, Recreational Areas
and Facilities, Section 61-6 Rules and Regulations**

The purpose of this Ordinance is to add and amend the Rules governing vending on the Borough beach.

BE IT ORDAINED BY THE COMMISSIONERS OF THE BOROUGH OF LONGPORT
that:

Section 16-6 M. is amended as follow:

§ 61-6 M. Rules and regulations.

[Amended 5-4-1983]

It shall be unlawful for any person to engage in any of the following acts or conduct during the bathing season or at other times if so specified herein:

M. To peddle, sell or offer for sale any article, goods **[including ice cream]**, wares or merchandise on the public beaches, except by a vendor holding valid beach vending licenses and except for vending by the Borough of Longport. The Commissioners of the Borough of Longport may issue a vending license under such terms and conditions and under such rules and regulations as may be adopted by resolution. **[Application for a beach vending license shall be in accordance with Code Provision §111-20 – 28.]**

Without limitation of the generality of the foregoing, the terms, conditions, rules and regulations may include: (1) designating the portion of Longport beaches subject to vending; (2) length of the vending season; (3) vendor licensing and the length of the license term; (4) products which may be sold and maximum selling prices; (5) number of vending helpers; (8) revocation, renewal and transfer thereof; (9) indemnification of the Borough of Longport; and (10) such other matters as the Board of Commissioners may adopt. The foregoing terms in the singular shall include the plural and vice versa. No property right whatsoever shall accrue to a license holder under any circumstances, and the Borough shall not be under any obligation to issue or renew any beach vending license. . **[A person or entity seeking a beach vending license must first obtain a Registration Certificate as required by Code Provision §132.1 et seq. any individual employed by the person or entity awarded a beach vending license to work on the Borough beach is required to undergo a background check as set forth by the Chief of Police.]**

[Amended 3-27-1996 by Ord. No. 96-02; 6-30-1999 by Ord. No. 10-1999; 11-3-2004 by Ord. No. 2004-28]

Vote on First Reading: 1/20/2021

publication: 1/25/2021

DO NOT USE SPACE BELOW						
OFFICIAL RECORD OF GOVERNING BODY VOTING ON 1 st Reading/Introduction						
COMMISSIONERS	MOTION	SECOND	AYE	NAY	NV	AB
Russo	X		X			
Leeds			X			
Lawler		X	X			
XX-indicates vote NV-not voting AB. - Absent						

Vote on Second Reading/Public Hearing: 2/17/2021

publication:

DO NOT USE SPACE BELOW						
OFFICIAL RECORD OF GOVERNING BODY VOTING ON FINAL PASSAGE						
COMMISSIONERS	MOTION	SECOND	AYE	NAY	NV	AB
Russo			X			
Leeds	X		X			
Lawler		X	X			
X-indicates vote NV-not voting AB. - Absent						

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This is a Certified True Copy of the Original Ordinance on file in the Municipal Clerk's Office.

/s/ **MONICA A. KYLE, RMC, CMR**
MUNICIPAL CLERK

Monica A. Kyle

Nicholas M. Russo/Mayor

James P. Leeds, Sr/Commissioner

Daniel Lawler/ Commissioner